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Attorneys for Defendants
CITY AND COUNTY OF HONOLULU

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

TODD YUKUTAKE and DAVID
KIKUKAWA,

Plaintiffs,

vs.

CLARE E. CONNORS, in her Official
Capacity as the Attorney General of the
State of Hawaii and the CITY AND
COUNTY OF HONOLULU,

Defendants.

CIVIL NO. 19-00578 JMS-RT

DEFENDANT CITY AND
COUNTY OF HONOLULU'S
SCHEDULING CONFERENCE
STATEMENT; CERTIFICATE OF
SERVICE

Date: January 7, 2020

Time: 9 a.m.

Chief Judge: Rom A. Trader

TRIAL: None.

DEFENDANT CITY AND COUNTY OF HONOLULU'S
SCHEDULING CONFERENCE STATEMENT

Defendant CITY AND COUNTY OF HONOLULU ("City") submits this Scheduling Conference Statement Pursuant to Local Rule 16.2.

I. NATURE OF THE CASE

This case involves the alleged violation of Plaintiffs' Second Amendment rights by Defendants City and the State of Hawai'i ("State"). With respect to the City, Plaintiffs contend that the public is only allowed to obtain a permit to acquire or register a firearm during workday business hours, and that the City is required to extend its hours of operation into the evening and/or weekend in order to comply with the Second Amendment. Plaintiffs also take issue with the State's requirement that a permit to acquire is only valid for ten days after the date of issuance. The City does not have an ordinance or Honolulu Police Department ("HPD") Policy with a similar requirement. Finally, Plaintiffs take issue with HPD's requirement that the applicant take the firearm back to HPD to register, which the City contends is required by State statute.

Plaintiffs seek declaratory and injunctive relief, as well as attorneys' fees.

The City denies that any City policy violates the Second Amendment. The City denies that Plaintiffs are entitled to the relief they seek.

II. JURISDICTION AND VENUE

The City does not contest jurisdiction or venue at this time.

There are no state law claims, and thus this Court does not exercise supplemental jurisdiction over any state law claims.

III. DEMAND FOR JURY TRIAL

A jury trial has been demanded.

IV. DISCOVERY AND MOTIONS

No discovery has been served to date, and no motions have been filed.

V. APPROPRIATENESS OF DISCLOSURES

A conference of the parties pursuant to LR 26.1 was held via telephone on December 9, 2019. The parties have agreed to exchange initial disclosures as described in LR 26.1(a).

VI. SPECIAL PROCEDURES

The City is not aware of any special procedures or other matters at this time.

VII. RELATED CASES

None.

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VIII. ADDITIONAL MATTERS

None.

DATED: Honolulu, Hawaii, December 13, 2019.

PAUL S. AOKI
Acting Corporation Counsel

By /s/ Nicolette Winter
ROBERT M. KOHN
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CERTIFICATE OF SERVICE

[RE: DEFENDANT CITY AND
COUNTY OF HONOLULU'S
SCHEDULING CONFERENCE
STATEMENT]

CERTIFICATE OF SERVICE RE: DEFENDANT CITY AND COUNTY
OF HONOLULU'S SCHEDULING CONFERENCE STATEMENT

I hereby certify that, on the date and by the methods of service noted below, a true and correct copy of DEFENDANT CITY AND COUNTY OF HONOLULU'S SCHEDULING CONFERENCE STATEMENT was served CM/ECF at their last known addresses as shown below:

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Attorneys for Clare Connors, in her capacity as the
Attorney General of the State of Hawai‘i

DATED: Honolulu, Hawai‘i, December 13, 2019.

PAUL S. AOKI
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By /s/ Nicolette Winter
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